

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

ERIC NATHAN, *et al.*,

on behalf of themselves and all others similarly
situated,

Plaintiffs,

vs.

WHIRLPOOL CORPORATION,

Defendant.

Case No. 3:19-cv-00226-WHR

Judge Walter H. Rice

Magistrate Judge Michael J. Newman

**ORDER GRANTING
PLAINTIFFS' UNOPPOSED
MOTION TO DISMISS PLAINTIFF
WILLIAM JOHNSON AND HIS
REMAINING CLAIM WITHOUT
PREJUDICE**

This Motion comes before the Court requesting that the Court dismiss Plaintiff William Johnson and Count 18 in the Amended Complaint [Doc. 17] from this lawsuit under Fed. R. Civ. P. 21 without prejudice.

Defendant Whirlpool Corporation's decision not to oppose the Motion demonstrates that the dismissal will not cause it prejudice. Furthermore, because dismissal is not based on the merits of Plaintiff Johnson's remaining claim, dismissal without prejudice is appropriate. Accordingly, the Court finds this motion well taken and therefore is GRANTED.

Date 11-02-2020



Hon. Walter H. Rice
United States District Judge

(tp - per Judge Rice
authorization after his review)